

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Forest Department - Diversion of 7.46 Ha. of forest land in Compt.No.142 & 143 of A.Konduru Forest Block, Anumollanka Village, Gampalagudem Mandal, Krishna District, for Quartz Mining, in favour of M/s. Balaji Acqua & Agro Products Pvt. Ltd., CMD, Sri Gadde Rama Mohan - Permission accorded - Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O Ms. No. 117

Dated:21-12-2013.

Read the following:-

1. From PCCF, A.P, Hyderabad, Lr.Rc.No.27832/2010-F2, dt.19-7-2011.
2. State Govt. Lr.No.5308/For.I (1)/2011, dt:17-8-2011.
3. From GoI, MoEF, Lr.No.4-APC828/2011-BAN/3759, dt:3-7-2013.
4. State Govt. letter No. 5308/FOR.I (1)/2011, dt.6-12-2013.
5. From GoI, MoEF, Lr.No.4-APC828/2011-BAN/4510, dt:12-12-2013.

ORDER:

The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad in his letter 1st read above, has submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 7.46 Ha. of forest land in Compt.No.142 & 143 of A.Konduru Forest Block, Anumollanka Village, Gampalagudem Mandal, Krishna District, for Quartz Mining, in favour of M/s. Balaji Acqua & Agro Products Private Limited, Chairman & Managing Director, Sri Gadde Rama Mohan and requested to forward the same to Government of India, Ministry of Environment & Forests, for according necessary approval U/s 2 of Forest (Conservation) Act, 1980.

2. The said proposal was sent to Government of India, Ministry of Environment & Forests, for their approval under Section-2 of Forest (Conservation) Act, 1980 vide State Government letter 2nd read above.

3. Government of India, Ministry of Environment & Forests, vide their letter 3rd read above, have accorded their approval in-principle (Stage-I) U/s 2 of Forest (Conservation) Act, 1980, for the proposal, for a period of 10 years, subject to compliance of certain conditions as stipulated therein.

4. The State Government vide letter 4th read above, have furnished compliance report on the conditions stipulated by the Government of India, Ministry of Environment & Forests, while according in-principle (Stage-I) approval.

5. Government of India, Ministry of Environment & Forests, in their letter 5th read above, have accorded their approval (Stage-II) under Section-2 of Forest (Conservation) Act, 1980, for diversion of 7.46 Ha. of forest land in Compt.No.142 & 143 of A.Konduru Forest Block, Anumollanka Village, Gampalagudem Mandal, Krishna District, for Quartz Mining, in favour of M/s. Balaji Acqua & Agro Products Private Limited, Chairman & Managing Director, Sri Gadde Rama Mohan, for a period of 10 years, subject to certain conditions as stipulated therein.

6. Government after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad, for diversion of 7.46 Ha. of forest land in Compt.No.142 & 143 of A.Konduru Forest Block, Anumollanka Village, Gampalagudem Mandal, Krishna District, for Quartz Mining, in favour of M/s. Balaji Acqua & Agro Products Private Limited, Chairman & Managing Director, Sri Gadde Rama Mohan, for a period of 10 years, subject to the following conditions:-.

- (i) The legal status of the forest land shall remain unchanged.

- (ii) The demarcation of the proposed forest area shall be carried out at an interval of 20 meters using temporary wooden pillars / posts before handing over the forest land proposed for diversion to the User Agency and the same shall be replaced with four feet high cement concrete pillars duly numbered with backward and forward bearings immediately after the road is formed at the cost of User Agency and compliance report shall be submitted. The mining shall be done only after fixing of the permanent concrete pillars.
- (iii) The Compensatory Afforestation shall be raised over 8.887 ha. of non-forest land in Sy.No.391, 405 & 407 of Vankarakunta (V), Nallamada (M) of Ananthapur District at the cost of User Agency. The State Government shall obtain prior permission of the Central Government for change of location and schedule of Compensatory Afforestation site, if any.
- (iv) Non- forest land for Compensatory afforestation shall be notified by the State Government as RF / PF under Indian Forest Act, 1927 or the State Forest Act and Nodal Officer (FCA) shall report the compliance within 6 months.
- (v) Additional amount of the Net Present value (NPV) of the diverted forest land, if any becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency. User Agency shall furnish an undertaking to this effect.
- (vi) The State Government shall maintain area up to 7.5 meters as safety zone area along the boundary outside the lease area as per the guidelines issued under Forest (Conservation) Act, 1980 and shall also raise and maintain the plantation over an area, one and half times of the extent of the safety zone in degraded forest land elsewhere at the cost of User Agency.
- (vii) The User Agency shall take all precaution so that no fire is caused in the Forest Block due to mining / mining related activities. User Agency shall also extend necessary co-operation and manpower in ensuring all fire protection and control measures. For this purpose, a plan shall be prepared by Divisional Forest Officer and implemented every year.
- (viii) State Government shall take action to get the encroachments removed from A. Kondoor RF Block as per rules.
- (ix) User Agency shall obtain clearance under the Environment (Protection) Act, 1986 and all the statutory clearances, as required.
- (x) The mining shall be done as per the approved mining plan and in strict compliance of all relevant acts and rules.
- (xi) Soil conservation measures shall be taken up at the cost of User Agency.
- (xii) The forest area shall be used for the purpose of mining, storage of materials and OB dumps only. No permanent buildings or labour sheds should be constructed in the leased area.
- (xiii) Progressive reclamation concurrent to mining followed by afforestation and maintenance with suitable species in consultation with Divisional Forest Officer (DFO) shall be taken up by the User Agency.
- (xiv) The consent of Andhra Pradesh Pollution Control Board (APPCB) shall be obtained under Air and Water Act before commencement of mining operation.

- (xv) A comprehensive monitoring shall be done at the end of the five years to study the impact of mining. If it is found that the lessee has violated or is not complying with the stipulated conditions, then the approval given under the Forest (Conservation) Act, 1980 shall be revoked.
- (xvi) The total forest area utilized for the project shall not exceed 7.46 ha. In case the land is not taken over by User Agency or the same is not used for the stipulated purpose within a period of two years from the date of Stage-II clearance, then the area shall be taken back by the Forest Department.
- (xvii) Any other condition that the Additional Principal Chief Conservator of Forests (Central), Regional Office, Bangalore may impose from time to time for protection, improvement of flora and fauna in the forest area and in public interest.

7. The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad is directed to take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. SAMUEL,
SPECIAL CHIEF SECRETARY TO GOVERNMENT.

To
The Principal Chief Conservator of Forests,
Andhra Pradesh, Hyderabad.

Copy to:

The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office (Southern Zone) Kendriya Sadan, IV Floor E & F Wings,
17th Main Road, II Block, Koramangala, BANGALORE -560 034.

The M/s. Balaji Acqua & Agro Products Private Limited,
Chairman & Managing Director, Sri Gadde Rama Mohan,
D.No. 5-266, Kanuru Road, Kamayyathopu Centre, Vijayawada-7(AP).

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER.